

FILED

MAR 19 2013

Clerk, U.S. District Court
District Of Montana
Helena

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

GREAT FALLS DIVISION

UNITED STATES OF AMERICA,) Cause No. CR 05-39-GF-SEH
) CV 13-26-GF-SEH
Plaintiff/Respondent,)
)
vs.) ORDER DISMISSING MOTION
) AND DENYING CERTIFICATE
ALFRED FRANCIS CHARETTE,) OF APPEALABILITY
)
Defendant/Movant.)

ORDERED:

Charette's "Petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2255" (doc. 147) is DISMISSED for lack of jurisdiction as an uncertified successive motion, a certificate of appealability is DENIED, and the Clerk of Court shall enter, by separate document, a judgment of dismissal in the civil case. See Orders (docs. 135, 137, 140, 145).

DATED this 19th day of March, 2013.



Sam E. Haddon
United States District Judge